## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ST. PAUL MERCURY INS. CO. : CIVIL ACTION

:

v.

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PHILADELPHIA HOUS. AUTH. : NO. 02-3511

## ORDER

\_\_\_\_AND NOW, this 22nd day of October, 2002, after a hearing on October 21, 2002, in which counsel for all parties were heard, it is hereby **ORDERED** that defendant's Motion to Dismiss is **DENIED**, without prejudice to a Motion for Summary Judgment, for the reasons stated at the hearing.

S.J.